

ESTATES AND PROTECTED INDIVIDUALS CODE (EXCERPT)
Act 386 of 1998

***** 700.7901.added THIS ADDED SECTION IS EFFECTIVE APRIL 1, 2010 *****

700.7901.added Remedies for breach of trust.

Sec. 7901. (1) A violation by a trustee of a duty the trustee owes to a trust beneficiary is a breach of trust.

(2) To remedy a breach of trust that has occurred or may occur, the court may do any of the following:

- (a) Compel the trustee to perform the trustee's duties.
- (b) Enjoin the trustee from committing a breach of trust.
- (c) Compel the trustee to redress a breach of trust by paying money, restoring property, or other means.
- (d) Order a trustee to account.
- (e) Appoint a special fiduciary to take possession of the trust property and administer the trust.
- (f) Suspend the trustee.
- (g) Remove the trustee as provided in section 7706.
- (h) Reduce or deny compensation to the trustee.
- (i) Subject to section 7912, void an act of the trustee, impose a lien or a constructive trust on trust property, or trace trust property wrongfully disposed of and recover the property or its proceeds.
- (j) Order any other appropriate relief.

History: Add. 2009, Act 46, Eff. Apr. 1, 2010.

Popular name: EPIC